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OFFICE OF PETITIONS

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent application of : Attorney Docket No.:  
William R. Shaffer : 5249-51DI2 (150907)  
Serial No.: 09/828,660 : Group Art Unit:  
Filed: April 6, 2001 : 2183  
For: Tool Having Honed Cutting Edge : Examiner:  
: Tsai, Henry  
:

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED**  
**UNINTENTIONALLY UNDER 37 C.F.R. 1.37(b)**

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

The above-identified patent application was technically abandoned on January 31, 2004. An Advisory Action of February 9, 2004 identified that a November 20, 2003 response to the final action of July 30, 2003 was not being entered. The Advisory Action further identified that the time period for reply was the time period set by the final action, which was extendable until January 30, 2004.

**CERTIFICATE OF MAILING**  
**UNDER 37 C.F.R. 1.8(a)**

I hereby certify that this paper, along with any paper referred to as being attached or enclosed, is being deposited with the United States Postal Service on the date indicated below, with sufficient postage, as first class mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

BY

DATE:

*James M. McKey*  
*March 10, 2004*

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Applicants hereby petition for revival of this application. An RCE is being filed concurrently herewith requesting that a written response previously submitted on November 20, 2003 be considered.

Applicants claim small entity status. A check in the amount of \$1,470 is enclosed herewith in satisfaction of the following fees:

Petition to revive unintentionally abandoned application (37 CFR 1.17(m))	\$ 665.00
Request for Continued Examination (37 CFR 1.17(e))	\$ 385.00
Fee for three month extension (exceeding \$55 previously submitted)	\$ 420.00
TOTAL	<u>\$1,470.00</u>

No further fee is believed due. Charge any additional fee, or credit any overpayment, to Deposit Account 50-0573.

A terminal disclaimer is not required since this application was filed on or after June 18, 1995.

The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 C.F.R. 1.137(b) was unintentional. Attached hereto is a Declaration of Gregory J. Burke in support of this petition.

Respectfully submitted,

WILLIAM R. SHAFFER



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